

UNITED STATES DISTRICT COURT  
for the  
District of South Carolina

United States of America

V.

## Aven Sellers

)

Case No: 4:11-cr-02161-TLW

USM No. 23256-171

Ergonomics in Design 2000

Michael A. Meetze

*Defendant's Attorney*

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of **months is reduced to** .

*(Complete Parts I and II of Page 2 when motion is granted)*

This case does not qualify because the Chapter Four enhancements override Chapter Two.

Defendant is a career offender. Additionally, his sentence was based on a Rule 11(c)(1)(C)

agreement to 180 months incarceration, rather than the Guidelines. See *Freeman v. United States*, 131 S. Ct. 2685, 2696-2700 (2011) (Sotomayor, J., concurring).

Except as otherwise provided, all provisions of the judgment dated 09/10/2012 shall remain in effect.

## IT IS SO ORDERED.

Order Date: 07/29/2015

s/ Terry L. Wooten

*Judge's signature*

Effective Date: \_\_\_\_\_  
*(if different from order date)*

Terry L. Wooten, Chief United States District Judge

*Printed name and title*